

October 30, 2018
Final Agenda

INTERNAL OPERATIONS STANDING COMMITTEE

(6)

OFFICE OF CONTRACTING AND PROCUREMENT

October 24, 2018

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

6000434 100% City Funding – AMEND 1 – To Provide Work- Brain Software Application Support. – Contractor: Infor Enterprise Applications LP and its Subsidiaries/Infor (US). – Location: 13560 Morris Rd., Suite 4100, Alpharetta, GA 30004 – Contract Period: Upon City Council Approval through September 21, 2019 – Contract Increase: \$203,845.59 – Total Contract Amount: \$606,454.59. **DEPARTMENT OF INNOVATION AND TECHNOLOGY**

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER MCCALISTER

RESOLVED, that Contract No. 6000434 referred to in the foregoing communication dated October 24, 2018, be hereby and is approved.



OFFICE OF CONTRACTING AND PROCUREMENT

October 24, 2018

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

6001126 100% City Funding – AMEND 2 – To Provide Litigation Services to the City of Detroit in Connection with Labor Matters as Assigned by the Law Department. The First Such Matter Involves Renita Johnson V. COD, WCCC 17-012314-CD. – Contractor: The Allen Law Group, P.C. – Location: 2500 Fisher Building, 3011 W. Grand Blvd., Detroit, MI 48202 – Contract Period: October 4, 2018 through December 31, 2020 – Contract Increase: \$175,000.00 – Total Contract Amount: \$400,000.00.
LAW (*This Amendment is for an Increase of Funds Only.*)

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER MCCALISTER

RESOLVED, that Contract No. 6001126 referred to in the foregoing communication dated October 24, 2018, be hereby and is approved.



OFFICE OF CONTRACTING AND PROCUREMENT

October 24, 2018

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

6000554 100% City Funding – AMEND 2 – To Provide Legal Representation in Civil Matters for the City of Detroit as Directed by the Law Department. – Contractor: Fink & Associates Law, PLLC – Location: 535 Griswold, Suite 1000, Detroit, MI 48226 – Contract Period: July 1, 2018 through December 31, 2020 – Contract Increase: \$920,000.00 – Total Contract Amount: \$1,495,000.00. **LAW (This Amendment is for an Increase of Funds Only.)**

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER MCCALISTER

RESOLVED, that Contract No. 6000554 referred to in the foregoing communication dated October 24, 2018, be hereby and is approved.



CITY OF DETROIT
LAW DEPARTMENT

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October 19, 2018

HONORABLE CITY COUNCIL

**RE: LAVELL SCOTT v. CITY OF DETROIT, et al
CASE NO. 18-10712
FILE NO. L18-00136(PMC)**

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential memorandum that is being separately hand-delivered to each member of Your Honorable Body. From this review, it is our considered opinion that a settlement in the amount of **One Hundred Twenty-Five Thousand Dollars and No Cents (\$125,000.00)** is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of **One Hundred Twenty-Five Thousand Dollars and No Cents (\$125,000.00)** and that Your Honorable Body direct the Finance Director to issue a draft in that amount payable to **Lavell Scott and his attorneys Law Office of Joel B. Sklar and The Perkins Law Group, P.L.L.C.**, to be delivered upon receipt of a properly executed Release and a Stipulation and Order of Dismissal entered in Case No. 18-10712, approved by the Law Department.

Respectfully submitted,

Patrick Cunningham

PATRICK M. CUNNINGHAM (P67643)
Assistant Corporation Counsel

APPROVED: OCT 19 2018

LAWRENCE T. GARCIA
Corporation Counsel

BY:

[Signature]
James D. Noseda
Supervising Assistant Corporation Counsel

CITY CLERK 2018 OCT 24 PMG:9

RESOLUTION

BY COUNCIL MEMBER _____:

RESOLVED, that settlement of the above matter be and is hereby authorized in the amount of **One Hundred Twenty-Five Thousand Dollars and No Cents (\$125,000.00)**; and be it further

RESOLVED, that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of **Lavell Scott and his attorneys Law Office of Joel B. Sklar and The Perkins Law Group, P.L.L.C.**, in the amount of **One Hundred Twenty-Five Thousand Dollars and No Cents (\$125,000.00)** in full payment for any and all claims which **LAVELL SCOTT** may have against the City of Detroit and any City of Detroit employees by reason of alleged injuries or property damage sustained by **LAVELL SCOTT** on or about **March 5, 2015**, or **May 6, 2015** as otherwise set forth in Case No.18-10712 in the United States District Court for the Eastern District of Michigan, and that said amount be paid upon receipt of properly executed Releases, and Stipulation and Order of Dismissal entered in Case No. 18-10712, approved by the Law Department.

APPROVED:

LAWRENCE T. GARCIA

Corporation Counsel

BY: _____

James D. Noseda
Supervising Assistant Corporation Counsel

Approved by City Council: _____

Approved by the Mayor: _____



CITY OF DETROIT
LAW DEPARTMENT

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October 19, 2018

HONORABLE CITY COUNCIL

RE: **KELVIN PATRICK vs CITY OF DETROIT
POLICE DEPARTMENT
FILE #: 12627 (CM)**

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential attorney-client privileged memorandum that is being separately hand delivered to each member of your Honorable Body. From this review, it is our considered opinion that a settlement in the amount of **ONE HUNDRED NINETY-FIVE THOUSAND DOLLARS (\$195,000.00)** is in the best interests of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of **ONE HUNDRED NINETY-FIVE THOUSAND DOLLARS (\$195,000.00)** and that your Honorable Body authorize and direct the Finance Director to issue a draft in that amount payable to **Kelvin Patrick and his attorney, David J. Cooper**, to be delivered upon receipt of properly executed releases and order of dismissal in Workers Compensation Claim #12627, approved by the Law Department.

Respectfully submitted,

Charles Manion, Supervising
Assistant Corporation Counsel

CM/gs

Attachment(s)

cc: Budget Department

Oct 22 2018

APPROVED:

CHARLES RAIMI
Deputy Corporation Counsel

R E S O L U T I O N

BY COUNCILMEMBER: _____

RESOLVED, that settlement of the above matter be and hereby is authorized in the amount of **ONE HUNDRED NINETY-FIVE THOUSAND DOLLARS (\$195,000.00)**; and be it further

RESOLVED, that the Finance Director be and is authorized and directed to draw a warrant upon the proper fund in favor **Kelvin Patrick and his attorney, David J. Cooper**, in the sum of **ONE HUNDRED NINETY-FIVE THOUSAND DOLLARS (\$195,000.00)** in full payment of any and all claims which they may have against the City of Detroit by reason of any injuries or occupational diseases and their resultant disabilities incurred or sustained as the result of his past employment with the City of Detroit and that said amount be paid upon presentation by the Law Department of a redemption order approved by the Workers Compensation Department of the State of Michigan.

APPROVED: OCT 22 2018

CR
CHARLES RAIMI
Deputy Corporation Counsel



CITY OF DETROIT
LAW DEPARTMENT

October 22, 2018

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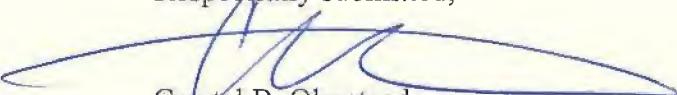
HONORABLE CITY COUNCIL

ADVANCED SURGERY CENTER, LLC
(as Assignee of TERRY LEGGETT) v. CITY OF DETROIT
CASE NO: 18-147674
FILE NO: L18-00152

Based upon our review of the facts and particulars of this lawsuit, which are set forth in a confidential memorandum that is being separately hand-delivered to each member of Your Honorable Body, it is our considered opinion that a settlement in the amount of **Nine Thousand Three Hundred and Twenty Dollars and No Cents (\$9,320.00)** is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount **Nine Thousand Three Hundred and Twenty Dollars and No Cents (\$9,320.00)** and that Your Honorable Body direct the Finance Director to issue a draft in that amount payable to **Advanced Surgery Center LLC and Koussan Hamood PLC its attorney**, to be delivered upon execution of a Release and entry of a Stipulated Order for the Dismissal of **18-147674**.

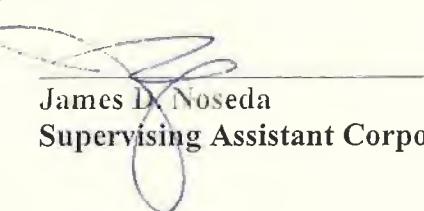
Respectfully submitted,


Crystal B. Olmstead
Senior Assistant Corporation Counsel

APPROVED OCT 22 2018

Lawrence T. Garcia
Corporation Counsel

BY:


James D. Noseda
Supervising Assistant Corporation Counsel

RESOLUTION

BY COUNCIL MEMBER _____:

RESOLVED, that settlement of the above matter be and is hereby authorized in the amount of **Nine Thousand Three Hundred and Twenty Dollars and No Cents (\$9,320.00)**; and be it further;

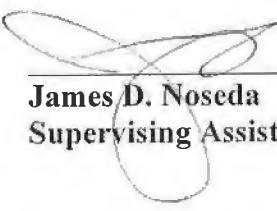
RESOLVED, that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of **Advanced Surgery Center and Koussan Hamood PLC his attorneys**, in the amount of **Nine Thousand Three Hundred and Twenty Dollars and No Cents (\$9,320.00)** in full and final payment for any and all claims which **Advanced Surgery Center** may have against the City of Detroit and any City of Detroit employees for alleged injuries sustained on or about **September 12, 2016** when **Terry Leggett** was injured on a city vehicle, and that said amount be paid upon properly executed Releases, Stipulation and Order of Dismissal in Lawsuit number **18-14767**.

APPROVED:

APPROVED:

Lawrence T. Garcia
Corporation Counsel

BY: _____


James D. Noseda
Supervising Assistant Corporation Counsel

APPROVED BY CITY COUNCIL: _____

APPROVED BY THE MAYOR: _____



CITY OF DETROIT
LAW DEPARTMENT

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October 23, 2018

HONORABLE CITY COUNCIL

RE: Tasha Conner v City of Detroit
Case No: 17-014473-NI
File No: L17-00741(MBC)

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential memorandum that is being separately hand-delivered to each member of Your Honorable Body. From this review, it is our considered opinion that a settlement in the amount of One Hundred Thirteen Thousand Four Hundred Dollars and NO/Cents (\$113, 400, 00) is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of One Hundred Thirteen Thousand Four Hundred Dollars and ^{NO}/Cents (\$113,400.00) and that Your Honorable Body direct the Finance Director to issue a draft the amount of One Hundred Ten Thousand Dollars and ^{NO}/Cents (\$110,000.00) payable to Tasha Conner and her attorney, Haas & Goldstein and a draft in the amount of Three Thousand Four Hundred Dollars and ^{NO}/Cents (\$3,400.00) payable to Gravity Imaging, LLC and their attorneys, Law Offices of Kelman & Fantich to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No.17-014473-NI, approved by the Law Department.

Respectfully submitted,

Mary Beth Cobbs
Mary Beth Cobbs
Assistant Corporation Counsel

APPROVED: OCT 24 2018

LAWRENCE GARCIA
Corporation Counsel

BY:

James D. Noseda
Supervising Assistant Corporation Counsel

CITY CLERK 2048 GRT 24 pages

R E S O L U T I O N

BY COUNCIL MEMBER _____ :

RESOLVED, that settlement of the above matter be and is hereby authorized in the amount of One Hundred Thirteen Thousand Four Hundred Dollars and ^{NO}/Cents (\$113,400.00); and be it further

RESOLVED, that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of Tasha Conner and her attorney, Haas & Goldstein, in the amount of One Hundred Ten Thousand Dollars and ^{NO}/Cents (\$110,000.00) and Gravity Imaging, LLC and their attorney, Law Offices of Kelman & Fantich in the amount of Three Thousand Four Hundred Dollars and no/cents (\$3,4000) in full payment for any and all claims which Tasha Conner may have against the City of Detroit and any other City of Detroit employees by reason of injuries sustained by Tasha Conner on or about October 02, 2016, and that said amounts be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No.17-014473-NI, approved by the Law Department.

APPROVED:

LAWRENCE T. GARCIA

Corporation Counsel

BY _____

James Noseda, Supervising
Assistant Corporation Counsel

Approved by City Council: _____

Approved by the Mayor: _____



CITY OF DETROIT
LAW DEPARTMENT

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October 19, 2018

HONORABLE CITY COUNCIL

RE: **Sandra McClure v Officer Michael Anthony Carson and City of Detroit
Wayne County Circuit Court Case No. 16-016449-NI**

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential memorandum that is being separately hand-delivered to each member of Your Honorable Body. From this review, it is our considered opinion that the City should agree to the entry of an Order of Dismissal and enter into an Agreement to Arbitrate on the terms and conditions set forth in the following resolution.

We, therefore, request authorization to agree to entry of an Order of Dismissal and to enter into an Agreement to Arbitrate on the terms and conditions set forth in the following resolution and, upon certification by the Law Department that the arbitrator has announced a decision requiring the City to pay a designated sum to the Plaintiff, that Your Honorable Body direct the Finance Director to issue a draft payable to **Sandra McClure, Elia & Ponto, PLLC, and The Law Offices of Lee Steinberg PC, her attorneys** in the amount the City is to pay the Plaintiff pursuant to the arbitrator's decision, but said draft shall not exceed **ONE HUNDRED NINETY-FIVE THOUSAND DOLLARS (\$195,000.00)**.

Respectfully submitted,

Edward V. Keelean
Supervising Assistant Corporation Counsel

APPROVED:

LAWRENCE T. GARCIA
Corporation Counsel

BY:
Krystal A. Crittenden
Supervising Assistant Corporation Counsel

Attachment

RESOLUTION

BY COUNCIL MEMBER _____:

RESOLVED, that:

The Law Department is authorized to agree to entry of an Order of Dismissal and to enter into an Agreement to Arbitrate in the case of **Sandra McClure v Officer Michael Anthony Carson and City of Detroit Police Department**, Wayne County Circuit Court Case No. 16-016449-NI, on the following terms and conditions:

- A. 1. The parties shall submit to arbitration all matters in controversy raised in the above-named lawsuit.
2. Plaintiff shall recover a minimum amount of **Twenty-Five Thousand Dollars (\$25,000)**.
3. The maximum amount of any award to the Plaintiff shall not exceed the amount of **One Hundred Ninety-Five Thousand Dollars (\$195,000.00)**.
4. Any award under **\$25,000.00** shall be interpreted to be in the amount of **\$25,000.00**.

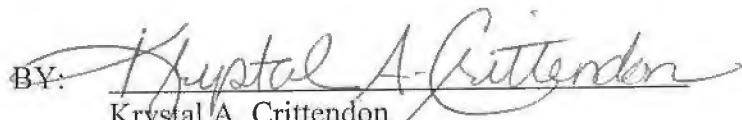
There shall be no costs, fees, attorney fees or interest taxable with respect to the award rendered by the arbitrator.

The award of the arbitrator shall represent a full and final settlement of any amounts due and owing to Plaintiff for any and all claims arising out of the incident which occurred on or about July 21, 2015 at or near Evergreen and Chicago; however, limited judicial review may be obtained in a Michigan Federal District Court or Michigan Circuit Court of competent jurisdiction (a) in accordance with the standards for review of arbitration awards as established by law; or (b) on the ground that the arbitrator committed an error of law.

- B. Promptly after the arbitrator announces the decision, the Law Department shall inform City Council in writing of that decision.
- C. Upon certification by the Law Department that the arbitrator has announced a decision requiring the City to pay part or all \$195,000.00 to the Plaintiff, the Finance Director is authorized to issue a draft drawn upon the proper account in favor of **Sandra McClure, Elia and Ponto, PLLC, and The Law Offices of Lee Steinberg, her attorneys**, in the amount of the arbitrator's award, **but said draft may not be less than \$25,000 and shall not exceed One Hundred Ninety-Five Thousand Dollars (\$195,000.00)**.

APPROVED:

LAWRENCE T. GARCIA
Corporation Counsel

BY: 
Krystal A. Crittendon
Supervising Assistant Corporation Counsel